

F. JAMES SENSENBRENNER, JR., Wisconsin  
CHAIRMAN

HENRY J. HYDE, Illinois  
HOWARD COBLE, North Carolina  
LAMAR S. SMITH, Texas  
ELTON GALLEGLY, California  
BOB GOODLATTE, Virginia  
STEVE CHABOT, Ohio  
WILLIAM L. JENKINS, Tennessee  
CHRIS CANNON, Utah  
SPENCER BACHUS, Alabama  
JOHN N. HOSTETTLER, Indiana  
MARK GREEN, Wisconsin  
RIC KELLER, Florida  
MELISSA A. HART, Pennsylvania  
JEFF FLAKE, Arizona  
MIKE PENCE, Indiana  
J. RANDY FORBES, Virginia  
STEVE KING, Iowa  
JOHN R. CARTER, Texas  
TOM FEENEY, Florida  
MARSHA BLACKBURN, Tennessee

JOHN CONYERS, JR., Michigan  
RANKING MINORITY MEMBER

HOWARD L. BERMAN, California  
RICK BOUCHER, Virginia  
JERROLD NADLER, New York  
ROBERT C. "BOBBY" SCOTT, Virginia  
MELVIN L. WATT, North Carolina  
ZOE LOFGREN, California  
SHEILA JACKSON LEE, Texas  
MAXINE WATERS, California  
MARTIN T. MEEHAN, Massachusetts  
WILLIAM D. DELAHUNT, Massachusetts  
ROBERT WEXLER, Florida  
TAMMY BALDWIN, Wisconsin  
ANTHONY D. WEINER, New York  
ADAM B. SCHIFF, California  
LINDA T. SÁNCHEZ, California

ONE HUNDRED EIGHTH CONGRESS

# Congress of the United States

## House of Representatives

COMMITTEE ON THE JUDICIARY

2138 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6216

(202) 225-3951

<http://www.house.gov/judiciary>

August 17, 2004

The Honorable Glenn Fine  
Inspector General  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530

Dear Mr. Fine:

We hereby request that your office initiate an investigation into possible violations of First Amendment free speech and assembly rights by the Justice Department in connection with their investigations of possible protests at the Democratic and Republican political conventions in Boston and New York and other venues.

We recognize the obvious importance of protecting the conventions from violence and threats of violence. However, based upon our review of recent media accounts, the FBI appears to be engaged in systematic political harassment and intimidation of legitimate anti-war protestors. If true, these allegations would compare with the notorious days of political enemies list and COINTELPRO associated with the Nixon Administration. As such, this conduct warrants your immediate attention and investigation.

Today's *New York Times* reveals the following:

- Numerous anti-war protestors who have shown no inclination towards violence were visited by the FBI in a possible effort to prevent them from engaging in protest activity.
- Three young men were trailed by FBI agents and forced to cancel their trip to the Boston convention so that they could comply with a subpoena to testify before a federal grand jury.
- Many of these activities have been engaged in pursuant to undisclosed Department of Justice Legal opinions and FBI bulletins.
- An FBI employee charged that the FBI bulletins improperly violated First Amendment rights.

The Honorable Glenn Fine  
Page 2  
August 17, 2004

- The pattern of intimidating activity comes on the heels of the Justice Department subpoenaing Drake University for records concerning the sponsors of a campus anti-war forum (since withdrawn).

Eric Lichtblau, *FBI Goes Knocking for Political Troublemakers*, N.Y. TIMES, Aug. 16, 2004, at A1.

In addition to using your judgment and discretion to investigate these actions, we would ask that your investigation include the following:

- obtaining a copy of all OLC and FBI legal opinions and bulletins concerning political and antiwar protests, and an analysis of the legal validity of those materials.
- examining the means, techniques and extent of FBI interrogation and investigations of political and antiwar protestors.
- examining whether such investigations focused on actual threats of violence or merely involved legitimate political and anti-war activity.

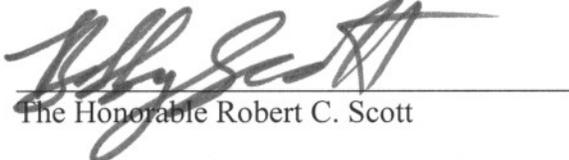
Thank you for your attention to this important matter.

Please reply to our request through Perry Apelbaum or Ted Kalo of our Judiciary Committee staff, 2142 Rayburn House Office Building, Washington, DC 20515 (tel: 202-225-6504; fax: 202-225-4423).

Sincerely,

  
The Honorable John Conyers, Jr.

  
The Honorable Jerrold Nadler

  
The Honorable Robert C. Scott

cc: The Honorable F. James Sensenbrenner, Jr.  
Chairman  
U.S. House Committee on the Judiciary